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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/723,043	11/26/2003	Stephen D. Pacetti	050623.00309	7797
45159	7590	11/03/2009	EXAMINER	
SQUIRE, SANDERS & DEMPSEY LLP			SILVERMAN, ERIC E	
1 MARITIME PLAZA			ART UNIT	PAPER NUMBER
SUITE 300				1618
SAN FRANCISCO, CA 94111				
MAIL DATE DELIVERY MODE				
11/03/2009 PAPER				

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10723043	11/26/2003	PACETTI, STEPHEN D.	050623.00309
<b>EXAMINER</b>			
ERIC E. SILVERMAN			
<b>ART UNIT</b>		<b>PAPER</b>	
1618		20091029	

DATE MAILED:

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**Commissioner for Patents**

The reply filed on 8/26/2009 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the reply fails to point out which newly added claims read on the species elected in the response filed 10/2/2007. In particular, it is not readily apparent whether newly added claim 54 reads on the elected species. The requirement that Applicants identify which (if any) claims read on the elected species was clearly explained in the office action mailed 9/7/2009 at 4-5. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

/Eric E Silverman/  
Primary Examiner, Art Unit 1618